

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FILED  
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2005 MAR 24 P 3:02

In re:

NEW SEABURY COMPANY LIMITED  
PARTNERSHIP,

Debtor.

NEW SEABURY PROPERTIES, LLC,

Appellants,

v.

NEW SEABURY COMPANY LIMITED  
PARTNERSHIP,

Appellee.

Case No. 97-12964-WCH  
Chapter 11

STEEPAID:  
DEBT # 12984  
AMOUNT \$ 355.00  
PROPERTY CLK 3/24/05

Bankruptcy Appeal  
Civil Action No. 04-11981-DPW

NOTICE OF APPEAL TO UNITED STATES  
COURT OF APPEALS FOR THE FIRST CIRCUIT

New Seabury Company Limited Partnership, the post-confirmation debtor in the above-captioned matter, hereby appeals, pursuant to 28 U.S.C. § 158(d) and Federal Rule of Appellate Procedure 6(b), the Order of Dismissal entered by the United States District Court for the District of Massachusetts on March 23, 2005 and docketed on the same day, to the United States Court of Appeals for the First Circuit.

The parties to the Order appealed from and their attorneys are the following:

1. New Seabury Company Limited Partnership, by its counsel John J. Monaghan, Holland & Knight, LLP, 10 St. James Avenue, Boston, Massachusetts 02116, phone: (617) 523-2700, facsimile: (617) 523-6850, e-mail: [bos-bankruptcy@hklaw.com](mailto:bos-bankruptcy@hklaw.com).

2. New Seabury Properties LLC, by its counsel Daniel E. Rosenfeld, Kirkpatrick & Lockhart Nicholson Graham LLP, 75 State Street, Boston, Massachusetts, 02109, phone: (617) 261-

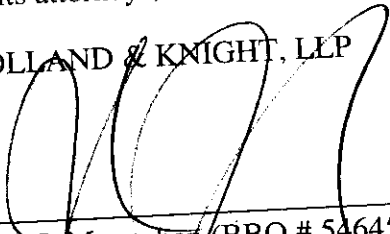
3100, facsimile: (617) 261-3175; and Robert N. Michaelson, Esq., Kirkpatrick & Lockhart Nicholson  
Graham LLP, 599 Lexington Avenue, New York, New York, 10022-6030, phone: (212) 536-3900,  
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Respectfully submitted,

NEW SEABURY COMPANY LIMITED  
PARTNERSHIP,

by its attorneys,

HOLLAND & KNIGHT, LLP



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Dated: March 24, 2005

CERTIFICATE OF SERVICE

I, John J. Monaghan, attorney for New Seabury Company Limited Partnership in connection with the above-captioned bankruptcy proceeding, hereby certify that on this 24<sup>th</sup> day of March, 2005, I served, by first-class mail, postage pre-paid, copies of the foregoing *Notice of Appeal* upon the following interested parties:

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